R. S. IX-5]
Previous references.

1892-93

~~192—~~.

( )

File No. 167

Serial Nos. 1 - 8

ter references.

GENERAL AND REVENUE SECRETARIAT

Serial Nos. 1 - 8

Part B for November 1893

SUBJECT.

Appeal by Kale Gowda of Kabbanahalli, Holenarsipur Taluk, regarding his hukdarship or hirship to the Patēli of the said village.

To Kale Gowda, Kabbanahalli, Holenarsipur Taluk

No. 842 of 23/29-11-1893

Informing that Govt are decline to reopen the case re - the office of Patil of Kabbanahalli.

Countermarked ink.

WD 2233—GPB—20,000—14-6-20

and Kalegouda (Appt.)
are mentioned as doing the
Patels work, the former being
the Registerdar, and the
latter acting, for 4 or 5 years,
for his aged and blind
father, Timmegouda. In
the same Register, Mr.
B. Sirumalachar, the Jamabandi
Officer ordered "Siddegouda
to be registered as Patel."

S.V.

29/10. V
31/10/92

Amildar reported that Kalegowda was not in any way related to Lutchima or his deceased father Siddegowda but of a different caste altogether and that Sankli objected to the appointment of Kalegowda as Gumasta. Mr. B. G. Krishnaiengar, the General Assistant Commissioner, to whom the papers were referred, directed the Amildar to appoint Puttegowda as Gumasta as desired by Sankli.

3. In the month of October 1891 Kalegowda presented a petition to the Office praying that as he was also a Amildar, he might be appointed as Patel. To this he was informed by an endorsement dated 3rd Nov. 1891, that as there was already

a man appointed for the post
his request could not be com-
-plied with. -

4. Dissatisfied with the above
order, Kalegowda presented
the petition to Government. -

5. The entire proceedings
of the case together with
the appeal petition are
herewith submitted. -

I have the honor to be,
Sir,
Your most obt Servt

Asst Commissioner &
Asst. Dy Commissioner
Hassan District

L.R

(1891-92)

1679 91

16 P

Sub:- Appeal of Kaligowda of Kabbanahalli Holenarasipura Taluk Regarding his patelship of the said village -

Mysore

Vs

Deputy Commr

=

Rev. Appeal No. 212 of 1934-35

Appellant — Kalegowda of
Kabbanahalli
Hole Narsipur
Taluk.

Memo

Siddegowda and Linne-
gowda, the Appellant's fath
were the two hereditary
joint Patels of Kabbanahalli
till the year 1932-33 when
Mrs. B. Siramaiah, the
Assistt. Commr. ordered
that Siddegowda alone
should be registered as
Patel. From that time
till his death in 1934 he
was the sole Patel of the vill

Shen Linnegonda
petitioned the Amildar
that his son Kalegonda
(the Appt.) might be
appointed Patil. &
On 15th August 87 Sunki
widow of Siddegonda
petitioned the Amildar
that her son Lachma
aged about 8 years might
be appointed to the Kapaitidar
Patil and a guardian
named by the Amildar
to do duty during his
minority.

The Dy Comm. issued
Order No. 617 dated 22nd
Sept. 87 to the Amildar
directing him to register
the boy Lachma as Patil

and to appoint Kalegonda
(appt) as gumasta. But
But Santi objected to
Kalegonda's being gumasta
and prayed that Kalegonda
her cousin might be
made gumasta. The
Dy Comm issued order
No. 225 of 88. 7. 89 to the
Amildar directing him
to appoint Kalegonda
as gumasta.

On 14. 2. 90 the
appellant prayed the
Dy Comm that he might
be appointed Patel
and the Dy Comm
directed the Amildar
to enquire appellant
as a Patel. The
appellant again addressed

the Dy Commr. has issued
a fresh instalment Rs. 12/-
of B. N. F. that his request
could not be complied with
as there was already a
Patel and as it was settled
before that no Patel was
wanted for the village.

The appeal is against
the above order.

The appellant contends
(1) that he is the hereditary
hakdar to the office of Patel
(2) that Bodagonda has
no hakdar, but by
the help of Talati officials
got his name entered
in the Basavaiah register
of 1858-59, and
(3) that the Dy Commr
has unjustly in ordering
a stranger in his place
as the Patel of the whole
village.

The Appellant prays that if Sidoc Sanda be a Kakdar really, he (Appellant) may at least be allowed to do the duties jointly with the present Register-dar (Lachma).

The point in issue is whether the Appellant should be allowed to work jointly with Poote Sanda Gumasta of the minor Registerdar Lachma.

The Baroa Calcutta Registers of 1854, 1863, 1866 & of 1869-70 shew the names of Lachme Sanda (deceased grandfather) & Jairam Sanda (Appellant's father) as Registerdars (both as Registerdars & as the incumbents during the

work actually. (6

In 1870 Lachma
Sunda represented that
he was too old to do the
work, whereupon his
son Siddesunda (Respon
father) was appointed
in the place of his father.

In 1884-85 the
Appellant Kalesunda
& Siddesunda (Respondent father)
were both doing the work
jointly. In March
1885 Siddesunda
(alone) was ordered
to be registered as
Patel.

31/10/92

Heard 7-3-93.

Patel for Appellant
Wyman for Respondent

8/3/93

Posted to 8th June 1893.

Adjourned to 15th June 1893.

The appellant's name is
Raj as stated in
but he cannot be
permitted to do
anything inconsistent with
the Enactments of the
same Statute as
that would lead to
complications and be
contrary to every
principle of Statute —
The appeal is dismissed

5/6/93

Bombay Chronicle
Saturday June 10th

Revenue Appeal No. 212
of 1891-92.

Précis of papers connected with the petition of Kalegonda, son of Timmegonda of Kabbanahalli, Kolar Narsipur Taluk.

The village of Kabbanahalli seems to have had two joint Patels for a long time. In 1863-64 Kadimegonda and Timmegonda (Appellants' fathers) were the two registered Patels and were doing the village work jointly. (Vide extract from the Barabanti Register of 1863-64) They and

latterly their sons, Sidde-
gowda and Kalegowda (Appt.)
continued to be joint Patels
till 1883-84, when Mr.
B. Linmalappa, Assist
Comm. ordered that
Siddegowda alone should
be registered as Patel
(Vide the Patel-Register,
paper No. 12). From that
time Siddegowda was
the sole Patel of the village
till his death in 1894.

2. That Linmegowda
represented to the Amildar
that the Patelship had been
for a very long time held
by his forefathers and latterly
himself, that Siddegowda

had no right whatever to it but was only doing duty with his consent, and that therefore his election, Kalegonda (appt) might be affirmed Patel.

3. On 13th August 89, Sanki, widow of the deceased Siddegonda presented a petition to the Amildar praying that her son Lachma, aged 8 years, might be appointed to ~~officiate~~ as the Registrar, and a gumasta named by her be appointed to do duty during his minority. First she wished Sannasiddegonda

and then, on his refusal,
she Kagajjha the grandson.
The Amildar, on admitting
the proceedings, forwarded
to the Dy. Comm. who
issued to the Amildar
order no. 3/3 & 9th Sept 24
that Kalegowda, being
the son of Linnegowda
who had been one of
the joint Patels, should
do the Patel work & that
if Santi raised enmity
to it, her son should be
made Registered
and Kalegowda would
be appointed to do duty
till the former became
competent. On 15. 9. 24
Santi deposed in the
Taluk Kacheri that the

had no objection to appointment the ~~appointing~~ of ~ Kalegonda, son of the other Patil Timmegonda ~~Kalegonda~~ as gumasta. Then the amildar made Lachma the Registerdar and appointed Kalegonda (Appt.) as gumasta as directed by the Dy Comrs order No 697 dated 22nd Sept. 87.

4. In November-87 Sanki petitioned the Dy. Comr. that she never consented to Kalegonda's being appointed gumasta and that either Timmegonda, her brother, or Linga, her brother-in-law

should be appointed
guardian. The Jamadar
officer to whom the
papers were referred
held an enquiry
and reported that the
alleged deposition of
Santi not being given
before the Amildar
was not to be relied upon
and that according
to her desire her relative
might be appointed
as guardian. The
Amildar submitted
his report No. 4 36 called
for by the Dy. Comm's
Order No. 3054 of 16th August 35.
that Santi appeared
before him and desired

to have her cousin,
Pantegonda as guardian,
that he seemed active
and competent and that
therefore he might be
appointed guardian.
5. Thereupon the Deputy Comm.
issued the Amildar's
order No. 395 dated 15th
Sept. 88 asking him
why Pantegonda, whose
father had been one
of the joint Patels, and
who was competent and
also doing duty
should not be allowed
to continue to hold the
office, the latter being
incompetent.
6. On 3. 1. 89 the
Amildar replied that

Sidelegonda, for had
already been made the
Registrar; that the
question was why should
he officiate grounds
to act for him, that
Kallegonda was not a
Registrar but was
only doing work to help
his aged father Simegonda
that besides, the latter's
name was not registered
in 1874-75, that Sanki
objected to his doing
grounds for fear
that he might work
the hak and would
not give her any maintenance,
and therefore her cousin,
Kallegonda, who knew
reading & writing might
be officiated grounds.

7. The Dy Comm: thinking Kalegouda the a close relative of the deceased Siddegouda ordered that he should be appointed gumasta; but being informed by the Amildar that they were of two different castes objected passed order- Nr. 226 of 18. 7. 89 that Putte-gouda should be made gumasta.

8. The Appellant being ordered by the Amildar to hand over the Registers of Births & Deaths to Puttegouda, presented, on 14. 2. 90, a petition to the Dy Comm: praying

that he might be asked
to hold his hereditary office.
On the Committees recommendation
the Dy Commr passed Order
No 270 that Kalegouda
might be registered as
a Patel.

9. The Appellant
submitted a reminder
petition which the Dy
Commr endorsed on
3. 11. 91 to the effect
that he could not comply
with his request, as the
was already a Patel
and as it had been
settled before that one
Patel was enough for
the village.

10. The Appeal is
against the above Order.

11 The Appellant contends

(1) that the Patil is his hereditary hak,

(2) that Siddegonda had no right to alienate the office,

(3) that he was the ~~hereditary~~ successor in the Patil Kacheri, and by the help of the Talak officials got his name entered in the Bardvalak Register of 1863-64, and

(4) that the Dy. Commr. was unjust in appointing a stranger in his place, as the Patil of the whole village.

S.S
8/9.

12. In the Bardvalak Registers of 1854, 1863 and 1865, Lachmegonda (Siddegonda's father)

father) and Simmegouda
are mentioned to be
the Registerdars and to
have been holding the
office of Patel.

13. In 1878, Lachme-
gouda petitioned the Amildar
that he was too old to
hold the office, and that
therefore his son, Siddegouda
might be appointed in
his place. On the Amildar (vide his report No 53)
recommendation, the Deputy
Commissioner passed
order No. 345 of 8th November 78
sanctioning Siddegouda's
appointment. (This order is
also quoted in the Register of 69-78:
~~year is unknown~~)

14. In the Bara-baluti
Register of 54-55, Siddgouda

No 55 R. Encl. noted

MYSORE DEWAN'S OFFICE,

PETITION DEPARTMENT.

OFFICIAL MEMORANDUM.

The accompanying Petition No. 4546/91 4620

dated 11th/12th Dec. received at the Dewan's Office from Hale Gowda, son of Timme Gowda, Patel of Kabbandalli, Hole Narsipur Taluk, appealing against the Deputy Commr's order regarding his land in the Patels of Kabbandalli

is forwarded, together with its two enclosures, to the Deputy Commr Hassan District for submission of Proofs with a report on the facts of the case & on the points taken in the petition & the petitions should be returned

Appeal the Patel of Kabbandalli Hole Narsipur Taluk

By Order,

30/5

Chief Secretary.

BANGALORE, June 1892

1—67

One annas stamp affixed

4-4-92

45

4-4-92

ਸਾਰ-ਰ-੭੮

ਪੰਜਾਬ ਵਿਧਾਨ ਸਭਾ ਦੀ ਕਾਰਵਾਈ ਦਾ ਸੰਖੇਪ ਰਿਕਾਰਡ

ਸਪੀਕਰ ਸਾਹਿਬ ਦੀ ਪ੍ਰਵਾਨਗੀ ਨਾਲ ਛਾਪਿਆ ਗਿਆ

ਸੰਖੇਪ ਰਿਕਾਰਡ ਦੇ ਸੰਬੰਧ ਵਿਚ ਨੋਟ

ਸੰਖੇਪ ਰਿਕਾਰਡ ਵਿਚ ਮੈਂਬਰਾਂ ਦੇ ਭਾਸ਼ਣਾਂ ਦਾ ਸਾਰ ਦਿੱਤਾ ਗਿਆ ਹੈ ਅਤੇ ਉਹਨਾਂ ਦੇ ਭਾਸ਼ਣਾਂ ਦੇ ਸਾਰੇ ਹਿੱਸੇ ਨਹੀਂ ਦਿੱਤੇ ਗਏ ਜੋ ਕਿ ਸਪੀਕਰ ਸਾਹਿਬ ਦੀ ਰਾਏ ਵਿਚ ਸਦਨ ਦੀ ਕਾਰਵਾਈ ਦੇ ਸੰਖੇਪ ਰਿਕਾਰਡ ਵਿਚ ਦਰਜ ਕਰਨ ਲਈ ਢੁਕਵੇਂ ਨਹੀਂ ਸਮਝੇ ਗਏ।

19.12.

1494

46620

Call for
Prof
with report
Rec.
21/5/94

ਸਾਰੇ ਸਾਰੇ ਸਾਰੇ

(General Serial No. 30.)

1892. 703.

From

The Dy Commissioner,
Kadur District.

To

The Chief Secretary to the Dewan of Mysore.

Dated 18th
Despatched
Received } 1892.

Enclosures No. Petition & K.P. file.

General No. 254
No. 229.

In reply to 55. Dated 18th June 1892.

SUBJECT.

Submitting report on the petition from Kalè-gowda, Patel of Kallahalli, Kalè Narsipur Taluk appealing against the Dy Commissioners order regarding his link to the office Patel of the village.

References (to be entered only in the Dewan's Office).

To the same 12th July 1892

Pet Bor Mark 19/7

Request the Dy Comr: to submit the following -

1. The Baralubasti Registers of 1863-64 & the Registers of previous years down to 1838 - in original.

2. The Register of 1884-85 together with the record of enquiry, if any, resulting in the appointment of Sidde Gowda as Patel

Concerning the allegations made in the Appeal Petn: the papers now called for should have been submitted without being required to do so specially.

The V. Papers are returned for ref & Embodiment Completely at a very early date.

30

Received the [illegible] 20/7

No 254 in 14 Dep. Bags.

Dy Commissioner's Office
Kaira District

Dated Kaira 8th July 1892

From

The Dy Commissioner
Kaira District

To

The Chief Secretary to the
Govt of Bombay

Sir,

Adverting to your
official Memo No 55 of the 6th
May 1892 forwarding dupli-
-cates Nos 45 & 49 dated 19th
December 1891 and 7th March 1892
from Kalegauda, Son of
Siminegauda, Patel of Kai-
-lanhalli, Taluka Ranebennur
Dist, regarding his claim
to the Patelship of that village,
I have the honor to report
that Baramardar Siddé
-gowda died in 1883. Since
Gowda

Gowda one of the Respondents
petitioned and stated before
the Tribunal that his son
Kategowda, the applicant
herein was appointed as Patel.
Smt. the mother of the accused
Siddegowda, stated that her
son Lateena a boy of 6 or
7 years old should be appointed
Registered and that a Gumasha
named by her be nominated
for the work during her son's
minority. —
2. The Tribunal submitted
the proceedings for orders. —
Mr. Purnaiya, the then Deputy
Commissioner, directed the
Tribunal to enter the name
of Lateena in the Register
as Baramanda and nominate
Kategowda into possession.
- Patel as Gumasta. But the

(General Serial No. 30.)

189

From

The Chief Secretary
to the Dewan of Mysore.

To

The Deputy Comm^r
Nundidrug

Dated 12th
Despatched
Received Sept 1892

Enclosures No.

General No. 4147
Pol. Dept No. 157-92

Calling for certain papers
in connection with the Appeal
Petition of Venkatarama, Patel
of Kaivara Halli, Kasaba
Nandidrug Taluk.

References to be marked.

From the same No 4 S.S. dt 14/10/92

In the County Court.

In the matter of the Land
Registry Act and the Appeal therein
of Kaiyanda v. Rabiana
Lali, and Register thereof
registering the title of
the said village.

The application above
has been transmitted to me
by the Commissioner pursuant
to the following letters:—

1. The Caveatrix, by her
Solicitors ~~[illegible]~~ dissatisfied
with the decision of the Registrar
~~[illegible]~~ dated 30th in
original.

2. The Registrar by letter
dated the second ensuing in
answer to the appeal
memorandum stated grounds as follows.

2. Referring to the registration
made in the Register, citation
the persons not called for
should have been submitted

without

without special requisition
~~from the Secretary~~ for them
from this Dept —
2. The accounts rendered
to the Superintendent for inspection and
transmission with the accounts
above called for, shall
be very carefully made.

Respectfully
Your ob. Servt
[illegible]
Chief Clerk

W. L

Pet. File 157 of 1892

3873

(General Serial No. 30.)

1892.

From

The Deputy Commissioner,
Kapan District.

To

The Chief Secretary to the Dewan
of Mysore.

Dated 14 }
Despatched 15 } October 1892
Received

Enclosures No. 5 Barabakuli Register in parcel & 2 files of Pet. papers.

General No. 458
No.

His docket No 447/157 Dated 12th September 1892 regarding the appeal petition of Kalegowda of Kalkana-halli, Hobli Nanjipur Taluk Claiming for the Patelli of the said village.

As requested in the above, has the honor to submit herewith the marginally noted papers and to state that the Barabakuli Register prior to 1835 is not forthcoming

V. Remarks
& Complete
Memo. of
Recd & Issd
Papers &
Reasons for
Withholding

26/10/92

Petitioner
Mr
17/10/92

1 Barabakuli Register of 1854
1 Do —— 1863-64
1 Do —— 1866
1 Do —— 1884-85
1 Record of enquiry ending with Hobli Nanjipur Amildar's report dtd 6/5 Dated 25th November 1870 regarding the appointment of Shirastedar Gowda as Patel.

Mr. Narasimha Rao
to Council
15/10/92
Perusal

36/10/92

17/10/92

forthcoming letter in the Taluk or District records.—

2 — The enclosure of the docket under reply ——— is herewith submitted. /

A Burnaby

Deputy Commissioner
Hazara District

(General Serial No. 30.)

189

From

The Chief Secretary
to the Dewan of Mysore.

To Hon'ble Com. Hasan Sl.,

Dated 12 }
Despatched 18 } July 1893

Received

Enclosures No.

General No. 897
P.F. No. 157-92

References to be marked.

Mysore Govt. C. Press, Bangalore.—9-1-93.—3,000.

Read:—

(1) Petition of Appeal dtd 2.12.92 of Sh. Ganga presented by Pt. Ganga of Kathmandu, Asst. Surveyor Basnet, praying that he may be appointed Patel of Kathmandu, in preference to Lachma, now appointed by the Deputy Commissioner; or in case Lachma is held to be a Sirdar, that he (Petitioner) may be allowed to act the latter jointly with Lachma.

(2) Report received with letters Nos 204 and 205 dated 18th Jany 1892 and 4 & 5 ditto &c respectively from the Deputy Commissioner, Kaseon District

Parties were heard.

Order.

The Constable Rajman of Sec, Sh 3, Sec and Sh 4 Sec that Pt. Ganga, the petitioner

of

No 897 9 12 / 1 / 93
Feb 15, 92 15

(Monthly Proceedings copy is sent—)

of the Appellant and Lachmi
Chowdra the grandfather of the
Respondent were the Chaudhris of
the village, that accordingly
during the duties of the office,
in 1870, Sidde Chowdry, the father of
the Respondent was appointed
in the place of his father
Lachmi Chowdra, who resigned
that he was to act to the
work, and till 1884 or 85 he and
Lachmi Chowdra were joint
performing the duties when
March 1885 the Sub Division
Officer ordered that Sidde Chowdra
alone should be registered as
Patel, and he was accordingly
the whole duties till his death
in 1887. On the death of
Sidde Chowdry Lachmi Chowdra
prayed that his son, the
Appellant, be appointed Patel,
but on the objection of
Sidde Chowdra's widow, the Res-
pondent, who is Sidde Chowdra's
son, was appointed Patel [illegible]

Lachmi

1st The Appellant was absent
as he was a minor in 1889
however, the Appellant was

the Cattle Trade appointed to act as Assessor during the minority of the Respondent being a Hindu, this appointment cannot be disturbed. The Petitioner's name has also been registered as Hindu and the Commissioner is to do duty jointly with the Guardian of the minor Respondent as above. This would lead to complications and be contrary to existing practice and Rules. The appeal is dismissed. The claims will however be considered when a vacancy occurs.

Draft
(Confidential)

Chief Secretary.

To

The Deputy Commissioner, Nagaon district, returning the papers of Bandobast Register.

removed from the Guardianship of one Tulsigeeta appointed as guardian at the request of the Respt's mother. In Jan'y 1891, the appt again prayed that he may be appointed, and he, his agent and pleader be registered as the Guardian of the minor (vice [illegible] deceased). The appellant now appeals against the order. The appellant now claims the office hereditary, whether single or jointly. Mutually, the present appeal is against the order passed in 1887 & it cannot be now entertained. Nor can the appt be permitted

1/27/93

7/19/93

My alterations are subject to the approval of Hon. Chief Commr.

A.C. No. ~~2~~ 4620
A.212

Endorsed with enclosures 13/7/93.

MYSORE DEWAN'S OFFICE,

PETITION DEPARTMENT,

12 July 1893.
190

Endorsement granted to Mrs Court of Kadamahalli,

Hobli Karaiyur Taluk

in reply to her Petition Registered No. 20 20 dated 4 December
4.212
applying against the Deputy Commissioner's order regarding his claim
~~to~~ to the Patel of Kadamahalli.

Petitioner is informed that Respondent Kuchan being a
Lambadi, his appointment cannot be disturbed
and the Appellant's prayer to be allowed to do the
duties jointly with Respondent cannot be
granted. If appln claims can be
considered when a vacancy occurs.

2. The enclosures are returned.

AC
12/7/93

AM 10/7/93

"By Order"

draft.

Chief Secretary.

Mysore Govt. Central Press, Bangalore.—9-2-93—2000.

R. Y. R. Sept. 1892

(General Serial No. 32.)

1893.

No. 842

Name of Petitioner. Kalé Gowda and Thimmé Gowda

Village. Hukdar Patel - Kabbinahalli

Taluk. Holé-Narasipur

District. Hassan

Date of Arzi. 16.8.93

Date of Receipt. 18th Sept 1893.

Date of Disposal.

No. of Enclosures. — Three —

ABSTRACT.

Remiss application regarding petitioner's claim for the Patelship of Kibbanahalli village, Hole-Narasipur Taluk

Offg Dewan's order on petition

"Put up the Proceedings and submit to Mr Albenstak Rao "Pantalu garu".

19/9/93 (Sd) J. R. A. D.

19/9/93

Submitted to the Commissioner

order

Gowdas desire to re-open the case.

18/9/93

Received
21/9/93

Petitioner — Kalay Gowda Patil

The high authorities have overlooked my claims to the Patelship. Therefore I beg to forward all correspondence & pass a just order.

No. 842

MYSORE DEWAN'S OFFICE,

PETITION DEPARTMENT,

29th November 1893

Endorsement granted to Kalyanda Sa of Sanne Gowda Kabbanahalli, Nelamangala Taluk

in reply to his Petition Registered No. 842 dated 5th August 93 praying for reconsideration of the decision of Government in his appeal regarding the office of Patel of Kabbanhalli

Petitioner is informed that Government decline to review the case.

The enclosures are returned.

29-11-93

"By Order"

(Countersigned) Chief Secretary.

Mysore Govt. Central Press, Bangalore.—9-2-93—2000.